

Entered - 02/17/04 - sb  
CL04L0115 - DIANNE C. MITCHELL

CLAIM OF: **HAROLD COST,**  
through his attorney,  
**Steven I. Goldman**  
Suite 2020 - The Equitable Building  
100 Peachtree Street, NW  
Atlanta, Georgia 30303

04-*R*-1519

ADOPTED BY  
SEP 07 2004  
COUNCIL

For damages alleged to have been sustained as a result of a vehicular accident on January 25, 2004 at Hill Street and Interstate 20 westbound off ramp.

BY PUBLIC SAFETY AND  
LEGAL ADMINISTRATION COMMITTEE:

BE IT RESOLVED by the Council of the City of Atlanta that the action of the Department of Law be approved in authorizing payment to **HAROLD COST, through his attorney, Steven I. Goldman** the sum of **\$5,250.00** in full settlement and satisfaction of all claims, past, present and future, of every kind and character for damages alleged to have been sustained as a result of a vehicular accident on January 25, 2004 at Hill Street and Interstate 20 westbound off ramp as is more particularly set forth in the within claim; said sum taken from and charged to account **1A01/529017/T31001**, Settlement of Suits and Claims, Department of Law.

APPROVED: **LINDA K. DISANTIS**  
CITY ATTORNEY

BY:

**JERRY L. DEAN**  
DEPUTY CITY ATTORNEY

COMM: *RZA*

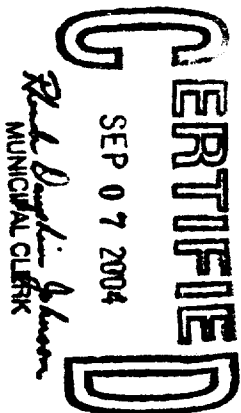
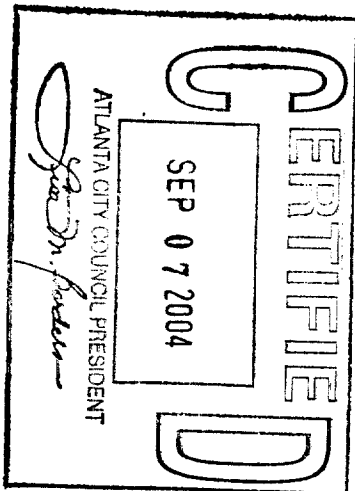
DATE: *9/31/04*

CHAIR: *James M. Shepherd*

*Ray Donwood*  
*C. T. Martin*

*Harold S. ...*  
*Carla Smith*  
*Cliff ...*

APPROVED  
*Murley ...*  
SEP 15 2004  
MAYOR





**MUNICIPAL CLERK  
ATLANTA, GEORGIA**

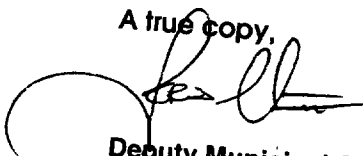
**04-R-1519**

**A RESOLUTION**

**BY PUBLIC SAFETY AND  
LEGAL ADMINISTRATION COMMITTEE**

**BE IT RESOLVED BY** the Council of the City of Atlanta that the action of the Department of Law be approved in authorizing payment to **Harold Cost , through his attorney, Steven I. Goldman** to in the sum of **\$5,250.00** in full settlement and satisfaction of all claims, past, present and future, of every kind and character, for damages alleged to have been sustained as **a result of a vehicular accident on January 25, 2004 at Hill Street and Interstate 20 westbound off ramp** as is more particularly set forth in the within claim; said sum taken from and charged to Account 1A01/529017/T31001, Settlement of Suits and Claims, Department of Law.

A true copy,

  
Deputy Municipal Clerk

ADOPTED by the City Council  
APPROVED by the Mayor

SEPT 07, 2004  
SEPT 15, 2004

## DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 04L0115

Date: August 2, 2004

Claimant/Victim HAROLD COST  
BY: (Atty) Steven I. Goldman  
Address: Suite 2020 - The Equitable Building 100 Peachtree Street, NW, Atlanta, GA 30303  
Subrogation: Claim for Property damage \$ Bodily Injury \$ **6,000.00**  
Date of Notice: 02/17/04 Method: Written, proper X Improper         
Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X  
Date of Occurrence 01/24/04 Place: Hill Street and Interstate 20 westbound off ramp  
Department Fire Division:                       
Employee involved Aaron Robinson Disciplinary Action: No Action Taken

**NATURE OF CLAIM:** The brakes on the City vehicle failed causing the driver of same to collide with a MARTA bus, causing the claimant who was a passenger on the bus to be injured.

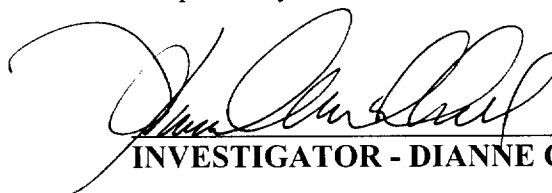
### INVESTIGATION:

Statements: City employee        Claimant        Others        Written        Oral         
Pictures X Diagrams        Reports: Police X Dept Report X Other         
Traffic citations issued: City Driver        Claimant Driver         
Citation disposition: City Driver        Claimant Driver       

### BASIS OF RECOMMENDATION:

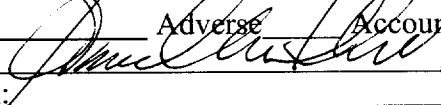
Function: Governmental X Ministerial         
Improper Notice        More than Six Months        Other        Damages reasonable         
City not involved        Offer rejected        Compromise settlement X  
Repair/replacement by Ins. Co.        Repair/replacement by City Forces         
Claimant Negligent        City Negligent X Joint        Claim Abandoned       

Respectfully submitted,



INVESTIGATOR - DIANNE C. MITCHELL

### RECOMMENDATION:

Pay \$ **5,250.00** Adverse        Account charged: 1A01 X 2J01        2H01        2P01         
Claims Manager:  Concur/date 08/19/04  
Committee Action:        Council Action

RCS# 5986  
9/07/04  
2:30 PM

Atlanta City Council

Regular Session

CONSENT AGENDA PAGES (2-17)  
EXCEPT 1369;1478;1319  
ADOPT

YEAS: 11  
NAYS: 0  
ABSTENTIONS: 0  
NOT VOTING: 3  
EXCUSED: 0  
ABSENT 2

B Smith	Y Archibong	Y Moore	Y Mitchell
Y Starnes	Y Fauver	NV Martin	Y Norwood
Y Young	Y Shook	NV Maddox	Y Willis
B Winslow	Y Muller	Y Sheperd	NV Borders

		9-07-4 Council Meeting
ITEMS ADOPTED ON CONSENT	ITEMS ADOPTED ON CONSENT	ITEMS ADVERSE ON CONSENT
1. 04-O-1423	41. 04-R-1517	51. 03-R-2092
2. 04-O-1437	42. 04-R-1518	52. 03-R-2093
3. 04-O-1438	43. 04-R-1519	53. 03-R-2094
4. 04-O-1439	44. 04-R-1520	54. 03-R-2095
5. 04-O-0327	45. 04-R-1521	55. 03-R-2096
6. 04-O-0752	46. 04-R-1522	56. 03-R-2097
7. 04-O-1419	47. 04-R-1523	57. 03-R-2098
8. 04-O-1427	48. 04-R-1524	58. 03-R-2099
9. 04-O-1424	49. 04-R-1525	59. 03-R-2100
10. 04-O-1436	50. 04-R-1526	60. 03-R-2101
11. 04-O-1318		61. 03-R-2102
12. 04-O-1319		62. 03-R-2103
13. 04-O-1422		63. 03-R-2104
14. 04-R-1212		64. 03-R-2105
15. 04-R-1474		65. 04-R-1527
16. 04-R-1550		66. 04-R-1528
17. 04-R-1374		67. 04-R-1529
18. 04-R-1467		68. 04-R-1530
19. 04-R-1475		69. 04-R-1531
20. 04-R-1476		70. 04-R-1532
21. 04-R-1497		71. 04-R-1533
22. 04-R-1498		72. 04-R-1534
23. 04-R-1499		73. 04-R-1535
24. 04-R-1515		74. 04-R-1536
25. 04-R-1471		75. 04-R-1537
26. 04-R-1432		76. 04-R-1538
27. 04-R-1387		77. 04-R-1539
28. 04-R-1482		78. 04-R-1540
29. 04-R-1483		79. 04-R-1541
30. 04-R-1484		80. 04-R-1542
31. 04-R-1486		81. 04-R-1543
32. 04-R-1488		82. 04-R-1544
33. 04-R-1511		83. 04-R-1545
34. 04-R-1512		84. 04-R-1546
35. 04-R-1477		85. 04-R-1547
36. 04-R-1490		86. 04-R-1548
37. 04-R-1492		87. 04-R-1514
38. 04-R-1493		
39. 04-R-1494		
40. 04-R-1516		